

### AMENDMENTS TO THE CLAIMS

This listing of claims will replace all prior versions, and listings, of claims in the application:

#### **Listing of Claims:**

1. (currently amended) An artificial ornament in the shape of a fungus or plant, having a head member and a stalk member interconnected by resiliently flexible connection means which renders the head member moveable with respect to the stalk member such that the ~~stalk~~ head member is biased to return to its original position after moving, the stalk member having a connection part which comprises a screw thread at one end thereof which engages said resiliently flexible connection means.

2. (original) An ornament according to Claim 1, wherein said flexible connection means is elongate with one end thereof connected to the stalk member and the other end connection to a wall of the head member.

3. (original) An ornament according to Claim 1, wherein said flexible connection means is a spring.

4. (previously presented) An ornament according to Claim 3, wherein the spring is stainless steel or other corrosion resistant metal.

5. (previously presented) An ornament according to Claim 1, wherein said flexible connection means comprises a plastics or rubber tube or rod-like member.

6. (canceled)

7. (previously presented) An ornament according to Claim 1, wherein the stalk member connection part is tapered.

8. (previously presented) An ornament according to Claim 1, wherein the head member is curved and has an underside with an apex, and wherein the underside, at or about the apex, carries a connection part for attachment thereto of said flexible connection means.

9. (original) An ornament according to Claim 8, wherein the head member connection part is tapered and/or comprises a screw thread.

10. (previously presented) An ornament according to Claim 1, wherein the stalk member has a socket at an end thereof.

11. (original) An ornament according to Claim 1, wherein one end of the stalk member has an outwardly flared portion to provide a relatively wide base.

12. (previously presented) An ornament according to Claim 10, further comprising a spike having a pair of ends, one end of said spike being receivable in said socket and the other end of said spike, which defines a substrate-penetrating point, being arranged to be forced into the ground or other substrate on which the ornament is to be located.

13. (original) An ornament according to Claim 1, wherein one or both of the head member and the stalk member are made of pottery, fired to be non-porous.

14. (original) An ornament according to Claim 1, wherein the head member and/or the stalk member are glazed with weather resistant glaze.

15. (previously presented) A ornament according to Claim 1, wherein said flexible connection means renders the head member capable of restricted vertical movement with respect to the stalk member.

16. (previously presented) An ornament according to Claim 15, wherein said flexible connection means is elongate having a pair of ends with one end thereof connected to the stalk member and the other end connected to the head member.

17. (currently amended) A method of forming an artificial ~~plant-shaped or~~ fungus-shaped garden ornament, the method comprising providing a head member and a stalk member having a screw thread at one end thereof and interconnecting the head member and the stalk member using resiliently flexible connection means, said resiliently flexible connection means having one end which engages the screw thread such that the head member is resiliently moveable with respect to the stalk member.

18. (currently amended) A kit of parts for an artificial garden ornament, the kit comprising at least one first part in the shape of a first portion of a ~~plant or~~ fungus, at least one second part in the shape of a second portion of a ~~plant or~~ fungus and one or more resiliently flexible connection means, the at least one first part and the at least one second part being inter-connectable by said resiliently flexible connection means, at least one of said first and second parts having a screw thread for engagement with said resiliently flexible connection means.

19. (currently amended) An artificial ~~plant or~~ fungus-like ornament comprising a stalk member, resiliently flexible connection means and a head member, said stalk member having a top end which carries a screw and being arranged to be oriented substantially vertically, said head

Application No. 10/763,798  
Amendment Dated September 14, 2006  
Reply to Final Office Action of June 19, 2006

member having an inside wall and being on the top end of the said stalk member, said resiliently flexible connection means engaging the screw thread at the top end of the said stalk member and said inside wall of said head member, whereby said head member is retained on said stalk member but is moveable under the influence of wind or like force.